
SENATE BILL 6946

State of Washington

60th Legislature

2008 Regular Session

By Senator Pridemore

1 AN ACT Relating to significant investments in semiconductor
2 materials fabrication facilities; and amending 2007 c 54 s 29
3 (uncodified).

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5 **Sec. 1.** 2007 c 54 s 29 (uncodified) is amended to read as follows:

6 (1)(a) Sections 2 through 8, chapter 84, Laws of 2006 and section
7 22, chapter 54, Laws of 2007 are contingent upon the siting, expansion,
8 or renovation, and commercial operation of a significant semiconductor
9 materials fabrication facility or facilities in the state of
10 Washington.

11 (b) For the purposes of this section:

12 (i) "Commercial operation" means the equipment and process
13 qualifications in the new, expanded, or renovated building are
14 completed and production for sale has begun.

15 (ii) "Semiconductor materials fabrication" means the manufacturing
16 of silicon crystals, silicon ingots that are at least three hundred
17 millimeters in diameter, raw polished semiconductor wafers that are at
18 least three hundred millimeters in diameter, and compound semiconductor
19 wafers that are at least three hundred millimeters in diameter.

1 (iii) "Significant" means that the combined investment or
2 investments by a single person, occurring at any time before December
3 1, 2006, of new buildings, expansion or renovation of existing
4 buildings, tenant improvements to buildings, and machinery and
5 equipment in the buildings, at the commencement of commercial
6 production, is at least three hundred fifty million dollars based on
7 actual expenditures by the person.

8 (iv) "Additional significant investment" means the combined
9 investment or investments by a single person, occurring at any time
10 before December 1, 2006, of new buildings, expansion, and machinery and
11 equipment in the building, at the commencement of commercial production
12 of at least seven hundred million dollars based on actual expenditures
13 by the person. This additional investment qualifies the person making
14 such an investment for a credit against the taxes due under chapter
15 82.04 RCW equal to 0.068%.

16 (v) An additional significant investment in excess of one billion
17 dollars is eligible for a business and occupation tax rate under
18 chapter 82.04 RCW of 0.138%.

19 (2) Except for section 1 of this act and this section, this act
20 takes effect the first day of the month immediately following the
21 department's determination that the contingency in subsection (1) of
22 this section has occurred. The department shall make its determination
23 regarding the contingency in subsection (1) of this section based on
24 information provided to the department by affected taxpayers or
25 representatives of affected taxpayers.

26 (3) The department of revenue shall provide notice of the effective
27 date of sections 2 through 8, chapter 84, Laws of 2006 [December 1,
28 2006] to affected taxpayers, the legislature, the office of the code
29 reviser, and others as deemed appropriate by the department.

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